Docket No.: 20643/1205190-US2

Digeo 139.2 (PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Anthony F. Istvan et al.

Application No.: 09/895,880 Confirmation No.: 5380

Filed: June 28, 2001 Art Unit: 2157

For: INFORMATION ACCESS IN USER

MODEL-BASED INTERACTIVE

TELEVISION

Examiner: R. M. Osman

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (IDS)

MS Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

This Supplemental Information Disclosure Statement is submitted in accordance with 37 C.F.R. 1.97, 1.98, and it is requested that the information set forth in this statement and in the listed documents be considered during the pendency of the above-identified application, and any other application relying on the filing date of the above-identified application or cross-referencing it as a related application.

1. This IDS should be considered, in accordance with 37 C.F.R. 1.97, as it is filed: (Check one of the boxes A-D)

Application No.: 09/895,880 Docket No.: 20643/1205190-US2
Digeo 139.2

A.	within three months of the filing date of the above-identified national
	application of within three months of the entry into the national stage of the above identified national application
B.	before the mailing date of a first office action on the merits, or a first office action after filing a request for continued examination.
x C.	after (A) and (B) above, but before final rejection or allowance, and Applicants have made the necessary statement in box "i" below or paid the necessary fee in box "ii" below.
	(check one of the boxes "i" and "ii" below:)
	i. Counsel states that, upon information and belief, each item of information listed herein was (check one of boxes (a) or (b))
	(a) first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS; or
	(b) not cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of undersigned after making reasonable inquiry, was not known to any individual designated in 1.56(c) more than three months prior to the filing of this IDS.
	x ii. Authorization to charge the fee set forth in 1. 17(p), presently believed to be \$180, is enclosed.
D.	after (A), (B) and (C) above, but before payment of the issue fee: Applicant petitions under 37 C.F.R. 1.97(d) for the consideration of this IDS. Under 37 CFR 1.17(p) a check in the amount of \$180.00 is enclosed. Counsel certifies that, upon information and belief, each item of information listed herein was
	(check one of the boxes "a" and "b" below:)

(a) first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS; or (b) was not cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of undersigned after making reasonable inquiry, was not known to any individual designated in 1.56(c) more than three months prior to the filing of this IDS. 2. In accordance with 37 C.F.R. 1.98, this IDS includes a list (e.g., form PTO/SB/08) of all patents, publications, or other information submitted for consideration by the office, either incorporated into this IDS or as an attachment hereto. A copy of each document listed is attached, except as explained below. (check boxes A, B and/or C and fill in blanks, if appropriate.) x A. Pursuant to the Notice issued by the United States Patent and Trademark Office dated July 11, 2003 waiving the requirements of 37 C.F.R. § 1.98(a)(2)(i), a copy/copies of the United States Patent on PTO/SB08 is/are not being submitted. B. Document(s) \_\_\_\_\_ is (are) deemed substantially cumulative to document(s) \_\_\_\_\_, and, in accordance with 1.98(c), only a copy of each of the latter documents is enclosed. C. Certain documents were previously cited by or submitted to the Office in the following prior applications, which are relied upon under 35 U.S.C. 120: << INSERT SERIAL NO. & FILING DATE>> Applicant identifies these documents by attaching hereto copies of the forms PTO-892, PTO-1449 and/or PTO/SB/08 from the files of the prior application(s) or a fresh PTO/SB/08 listing these documents, and request that they be considered and made of record in accordance with 1.98(d). Per 37 CFR 1.98(d), copies of these documents need not be filed in this application. 3. Cite Nos. \_\_\_\_\_ are not in the English language. In accordance with 1.98(c), Applicant states:

Docket No.: 20643/1205190-US2

Digeo 139.2

Application No.: 09/895,880

Application No.: 09/895,880 Docket No.: 20643/1205190-US2
Digeo 139.2

	An English translation of each document (or of the pertinent portions thereof), or a copy of each corresponding English-language patent or application, or English-language abstract (or claim) is enclosed.
	The requirement for a concise explanation of the relevance of any foreign language document is satisfied by the attached search report; citation of the documents cited in the search report shall not be construed as an admission that they are or are considered to be, material to patentability of the subject matter claimed herein (See MPEP §609).
	A concise explanation of the relevance of document(s) is set forth as follows: [Insert concise explanation of relevance]
	A concise explanation of the relevance of document(s) can be found on page(s) of the specification.
	A concise explanation of document(s) can be found on the attached sheet.
x 4.	No explanation of relevance is necessary for documents in the English language (see reply to Comments 67 in the preamble to the final rules; 1135 OG 13 at 20).
5.	Other information being provided for the examiner's consideration follows:

6. In accordance with 37 C.F.R. 1.97(g) and (h), the filing of this IDS should not be construed as a representation that a search has been made or that information cited is, or is considered to be, material to patentability as defined in §1.56 (b), or that any cited document listed or attached is (or constitutes) prior art. Unless other-wise indicated, the date of publication indicated for an item is taken from the face of the item and Applicant reserves the right to prove that the date of publication is in fact different.

Early and favorable consideration is earnestly solicited.

Application No.: 09/895,880 Docket No.: 20643/1205190-US2
Digeo 139.2

Payment in the amount of \$180.00 covering the fee set forth in 37 CFR 1.17(p) is enclosed. The Commissioner is authorized to charge any deficiency of up to \$300.00 or credit any excess in this fee to Deposit Account No. 04-0100.

Dated: April 18, 2007

Respectfully submitted,

Bruce E. Black

Registration No.: 41,622 DARBY & DARBY P.C.

P.O. Box 5257

New York, New York 10150-5257

(206) 262-8908

(212) 527-7701 (Fax)

Attorneys/Agents For Applicant

Approved for use through 03/31/2007. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

Substitute for form 1449/PTO		Complete if Known			
				Application Number	09/895,880-Conf. #5380
11	<b>IFORMATIO</b>	N DI	SCLOSURE	Filing Date	June 28, 2001
STATEMENT BY APPLICANT		First Named Inventor	Anthony F. Istvan		
_				Art Unit	2157
	(Use as many s	heets as	s necessary)	Examiner Name	R. M. Osman
Sheet	1	of	1	Attorney Docket Number	20643/1205190-US2 Digeo 139.2

	U.S. PATENT DOCUMENTS					
Examiner	Cite	Document Number	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where	
Initials*	No.1	Number-Kind Code <sup>2</sup> ( if known)	MM-DD-YYYY	Applicant of Cited Document	Relevant Passages or Relevant Figures Appear	
	AA*	US-6,785,901	08-31-2004	Horiwitz et al.		
	AB*	US-20060059253-A1	03-16-2006	Goodman et al.		
	AC*	US-6,684,240	01-27-2004	Goddard		
	AD*	US-6,813,775	11-02-2004	Finseth et al.		
	AE*	US-6,202,210	03-13-2001	Ludtke, Harold		

FOREIGN PATENT DOCUMENTS							
Evenines	Cite	Foreign Patent Document	Publication	Name of Patentee or	Pages, Columns, Lines,		
Examiner Initials*	No.1	Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	Date MM-DD-YYYY	Applicant of Cited Document	Where Relevant Passages or Relevant Figures Appear		
						Г	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 

1 Applicant's unique citation designation number (optional). 
2 See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. 
3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 
4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 
5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 
6 Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS					
Examiner Initials	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>		
	CA	Office Action mailed February 23, 2007, for USAN 09/895,879, A. F. Istvan et al., filed June 28, 2001, Examiner H.V. Tran.			
	СВ	Office Action mailed March 7, 2007, for USAN 09/895,861, A. F. Istvan et al., filed June 28, 2001, Examiner R. M. Brown.			

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Examiner	Date
Signature	Considered

<sup>&</sup>lt;sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.